

**Practitioner's Docket No. MBIO99-057CP2RCM**

In re Application of: Samantha J. Busfield and Jean-Luc Villeval (as amended)

Application No.: 09/503,387

Filed: February 14, 2000

For: GLYCOPROTEIN VI AND USES THEREOF

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL
OBVIOUSNESS-TYPE DOUBLE PATENTING REJECTION**

The owner, Millennium Pharmaceuticals, Inc., of the entire interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on Application Number 09/610,118, filed on June 30, 2000, now U.S. Patent 6,989,144. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent 6,989,144 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent 6,989,144, as shortened by any terminal disclaimer, in the event that they later: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, have all claims canceled by a reexamination certificate, are reissued, or are in any manner terminated prior to the expiration of their full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an agent of record.



Signature

December 15, 2006

Date

Mario Cloutier Reg.# 57,225

☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.☒ Statement under 37 CFR 3.73(b) is filed herewith.

Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

09503387

12/15/2006 RFEKADU1 00000026 501668

130.00 DA

02 FC:1614